

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Revenue Department - Allegation of corruption against Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal, Warangal District – Trapped by the Anti-Corruption Bureau Officials on 28-08-2009 – Sanction of prosecution – Orders – Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No.1406

Dated:07-12-2010.

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O R D E R:

1. Whereas, Sri Vankudoth Bhikari @ Bhikaru, S/o.Sri Mallu, worked as Village Revenue Officer, Bollepally Village, Gudur Mandal, Warangal District from 08-02-2007 to 27-08-2009 and by virtue of the post held by him, he falls under the category of "Public Servant" as defined under clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, it is alleged that Sri Bontha Sampath, S/o.Sri Mallaiah, 29 years, Occupation: Agriculture came to the Office of the Deputy Superintendent of Police, Anti-Corruption Bureau, Warangal Range, Warangal on 26-08-2009 and lodged a written complaint in Telugu stating that he makes out his living by doing cultivation. He got his sister Manjula married to one Sri Alakuntla Kumara Swamy of Bollepally Village around 7 years back. They were blessed with two children. 2 years ago, Sri Alakuntla Kumara Swamy passed away due to illness leaving behind his wife and two children as legal heirs. His sister owns Ac.3.06 Guntas of Agricultural land situated in Bollepally Village in Sy.No.95/1, 96, 97/A/1 and 98. She is facing acute financial problem and requested Sri Bontha Sampath to raise loan from the bank for meeting the expenses. As Sri Bontha Sampath approached the Bank Officials of State Bank of India situated in Narsampet, they instructed him to obtain the latest Pahanies for verification and granting of Loan.

3. And whereas, it is alleged that on 05-08-2009, the said Sri B.Sampath approached Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal for preparing and issuing of Pahanies pertaining to the above land and submitted the Pattadar Pass Books of the said land. On that Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally demanded an amount of Rs.9,000/- as illegal gratification from Sri Bontha Sampath. Sri Bontha Sampath expressed his inability to pay the bribe amount as they are the people of modest means. On that Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer said that only on payment of the bribe amount demanded by him, the preparation and issuing of the pahanies will be done and more over he will not return the Pattadar Pass Books handed by Sri Bontha Sampath. Sri Bontha Sampath approached the Village Revenue Officer Sri Vankudoth Bhikari @ Bhikaru, several times

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and requested about the pahanies. On 25-08-2009 Sri Bontha Sampath met the Village Revenue Officer Sri Vankudoth Bhikari @ Bhikaru at about 09:00 hours at his room at Gudur and requested for the pahanies. On that the Village Revenue Officer Sri Vankudoth Bhikari @ Bhikaru scaled down his down his demand of bribe amount from RS.9,000/- to Rs.7,000/-. He has no other way except to accept the demand of the accused of paying Rs.7,000/- to Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village at his rented house in Gudur. As he was not willing to pay the demanded bribe, he approached the Anti-Corruption Bureau Officials and requested to take necessary action against the Accused Officer;

4. And whereas, the Deputy Superintendent of Police, Anti-Corruption Bureau, Warangal registered a case in Cr.No.14/ACB-WRL/2009 under section-7 of the Prevention of Corruption Act, 1988 on 28-08-2009 after due verification and took up the investigation;

5. And whereas, it is alleged that on 28-08-2009 at about 09:50 hours Sri Bontha Sampath went into the rented house of Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village. The Village Revenue Officer Sri Vankudoth Bhikari @ Bhikaru, who is sitting in the front room invited him inside and enquired whether the demanded bribe amount was brought. On his affirmative reply, the Village Revenue Officer Sri Vankudoth Bhikari @ Bhikaru asked him to pay the bribe amount. Sri Bontha Sampath took out the tainted bribe amount from his left side shirt pocket and offered. Then Sri Vankudoth Bhikari @ Bhikaru took the tainted currency with his right hand, counted the bribe amount with his both hands and kept it in a folded copy of pahani belonging to Sri Bontha Bheemudu of Bollepally Village for the year 2008-09 and went into the next room. Then Sri Bontha Sampath came out and gave pre-arranged signal indicating the demand and acceptance of bribe amount by Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal. The sodium carbonate solution test conducted on both the hand fingers of the said Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal yielded positive result. The tainted bribe amount of Rs.7,000/- was recovered at the instance of Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer. The position of Pahani copy which came into contact with tainted currency subjected to sodium carbonate solution, it also yielded positive result;

6. And whereas, the aforesaid acts of Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal, Warangal District constitute offences punishable under sections 7 and clause (d) of sub-section (1) of section 13 read-with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

7. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal, Warangal District from Govt. service, after carefully examining the material i.e., copies of First Information Report, Mediators' Reports-I and II, Final Investigation Report of

the Director General, Anti-Corruption Bureau, gist of the statements of the witnesses and other documents placed before them, in respect of the aforesaid allegations, and having regard to the facts and circumstances of the case, consider that the said Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal, Warangal District should be prosecuted in a Court of law, for the aforesaid offences;

8. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Vankudoth Bhikari @ Bhikaru, Village Revenue Officer, Bollepally Village, Gudur Mandal, Warangal District for the offences punishable under sections 7 and sub-section (2) of section 13 read-with section clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law, for the time being in force, in respect of the aforesaid acts and for taking cognizance of the said offences, by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.

//Forwarded By Order//

Section Officer